G.R.S. 57.]

**File No.** 33-1909-10

**Serial Nos.** 1—8.

D-45

**1909.**

# GENERAL AND REVENUE SECRETARIAT.

( Legis )

***Part A: Manuscript***
*for* April 1909.

**Serial Nos.** 1—8

The Mysore Census Regulation 1 of 1910

Table of Contents

1. No of 3035 15th Apr 1910. To the Census Supdt in Mysore Requesting him to submit his ~~[illegible]~~ suggestion if any, to be given effect to in the preparation of the Census Bill for the forthcoming decennial Census of 1911

2. No 116 of 19.4.11. From the Census Supdt Submitting ~~[illegible]~~ certain suggestions for the draft Census Regulation.

GPB—5,000—20-3-06.

GENERAL AND REVENUE SECRETARIAT.

(Legis )

NOTES.

File No. 33/1909-10

FILE HEADING.

The Mysore Census Regulation, 1911

From

No. Dated Received

Diary No. Enclos. Spare Copies Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

NOTES—First sheet

GPB—30,000 –3-4-07.

Assessor
Br III
for early action

Dear Mr Balasundramanyam

I enclose herewith
a note on certain
modifications proposed
of the provisions
for the Census Regulation
in Nanjundayya member
of council whom I saw
saw that a draft Regulation
was under consideration
and asked me to

Seg 33-[illegible]

Send a note of the

alterations suggested

by the Director of

Statistics in charge of

Census operations

in 1904

Yours Sincerely

[illegible]

V. R. Thyagarajiyar

15/2/18

Leg 33-01 4

[Enclosure in the above

# Note

Please refer to paras 41-44 (P 11-12) of the Administrators Report (Part V)

Three points are specified in respect of which modifications in the Census Regulations are suggested

I confess I do not agree to the alterations suggested in para 44. It may be ascertained if the proposed modification has been carried out in the Indian Census Act

recently passed

2. Please refer to
para 69 the
Abbott & in him
modification is therein
suggested by a
charge superintendent
in the direction of
statistics in charge of
census operations says
that the existing
provision seems
sufficient (vide
ccn 10 (a) of the
census Regn of 1900).
I agree with the
latter. Nevertheless

[illegible]

14/2/10

Reg 33 of 6 09-10

G.R.S. 13]

## Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

If the Gazette of India Contains the ~~Cons~~ Bill in connection with the ensuing Census operations is submitted herewith this closely follows their old Act, corresponding to Regn ~~[illegible]~~ 1900 passed by the Durbar. It is usual to pass such a Regulation previous to every Census. The enactment of a law in Mysore may perhaps be considered.

~~[illegible]~~ Lit. for orders

~~[illegible]~~ 2/2/10 SN 2/2/10: We may also move in the matter. By the time we take action the Govt of India Bill will have been passed into law. ~~[illegible]~~

2/2/10 SA in [illegible]

~~52736~~ ~~[illegible]~~ 3. Early.

Please make a draft following the old Regn. [illegible]

4/2/10

N B—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

GPB—35,000—21-4-09

Leg. 33 of 19..

7 3

G.R.S. 131

## Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

4 A draft Bill on the lines of one of Regulation is sent herewith

5/2/10 5/2/10

5 A Do to the Res (as usual) is also put up

7/2/10

2nd Cl

6 Hon Nanyundaraj

8/2/10

6

Dewan

4470

10/2/10

10/2/10

7 This entails the necessity for comparing our Reprint of 1900 with the Bn Indian Act of 1900 & the Bn Indian Act of 1910. The easier & better thing to do would be to take up the Bn Indian Act of 1910 & adapt it. Please do this

15 Feb 10

Hon Hsg Bn

17/2

8 Wait till the B. (12) is passed

Legs 18/

N B—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

GPB—35,000—21-4-09

Legis 33 of 1909-10

8

G.R.S. 13]

## Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Submitted ..
As orally ordered a draft to the Census Supdt inviting his suggestions for the preparation of the draft Census Bill in connection with the decennial Census of 1911 is put up

11/4/10 SN 11/4/10

Issue as revised

12/4/10

861. No. J 3035 dated 15-4-10
To the Census Supdt
Requests him to submit his suggestions if any to be given effect to in the preparation of the Census Bill for the forthcoming decennial Census of 1911

Serial 2. J. 2662.

No. 116 dated 19th April 1910
From the Census Supdt in Mysore (through the Rev. Commr.)
Submits certain suggestions for the draft Census Regulations for the coming decennial Census of 1911

Submitted
The suggestions made by the Census Superintendent for the Census of 1901 are to be found at pages 11 and 252 of the Census Report 1901 Part V (Administrative Report) herewith put up

23/4/10 SN 26/4/10

Please put up (1) the Statement of Objects & Reasons

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

GPB—25,000—21-4-09

G. R. S. 12 ]
General and Revenue Secretariat.

Legis File No. 33 of 190 9-10

9

Serial No.

and (2) the discussions in the Supreme Legislative Council ~~that~~ on the Census Bill of ~~1900~~ 1901.

Please let me also see the ruling referred to in the latter part of para 44 of the Census Administration Report ~~and~~ Please see also last para of letter under disposal

Sd/- [illegible]

28/4/10

Legis 28/4

Submitted

The Statement of Objects and Reasons re the Census Bill 1900 (Flag R) The report of the Select Committee thereon (Flag X) and the discussion thereon (Flag Y) are put up. As regards the ruling referred to in the latter part of para 44 of the Census Administration Report no information is available in this Branch. Branch may therefore be asked to furnish the information required.

30/4/10 N 30/4

To Br II for kindly putting up the refce

Sd/-

2/5/10

Br II 2/5

Fl. bus No 7/99

Census mk 2/5/10

NOTE—Contn. sheet.

GPB—55000—27-4-09

G.R.S. 13]

Leg 33-05-10

## Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Submitted

The information required by Assistant Secretary (III) is not available in this Section. Perhaps it may be had in the Census Supt's office where all the old records of the Census office had been transferred since

9

8

MC 8-5-10

7/5/10

So far as I am personally aware there are no records even in the Census Supt's office. The case will have to be decided on its merits as if de novo but Census Supt may be asked

7/5/10

Branch III

Supd

SN 9/5/10

Ask the Census Supt for the mf

SH 25/5/10 Legs no 15

N. B.—Should routine notes be written on small slips, the notes must be copied or slips pasted on this form.

GPB—35,000—21-4-09

G. R. S. 12 ]
General and Revenue Secretariat.

Legis File No. 33 of 1909-10

Serial No.

13 Submitted with a draft docket to the Census Supdt.

26/5/10

27/5/10

3 No 3619 dated 30th May 1910
To the Census Supdt.
Requests him to forward to this office a copy of the ruling referred to in para 44 of the Mysore Census Admn Report for 1901 Part V

4 No 240 dated 31/5/10
From the Census Supdt.
Furnishes information about the ruling referred to in Sl 3.
Submitted

~~The correspondence referred to by the Census Supdt. is not forthcoming in this office vide Regr. reply of Gl Records on the Requisition slip herewith put up.~~

2/6/10

14 The suggestions of the Census Supt seem to be suitable and may be adopted.

15. Regarding para 4 of his letter, it may be remarked that the

NOTE—Contn. sheet.

GPB—55,000—27-4-09

G. R. S. 12 ]
General and Revenue Secretariat.

Legs File No. 33 of 1909-10 -

12

Serial No.

(Enclosure to letter under disposal)

the D.O. from the then Secretary to the Censers Supt is probably based on the wide power conferred on ~~vested~~ in the Courts by the Evidence Act with regard to the Summoning of Evidence. But this does not Entitle the parties to insist on the admission of Evidence which ~~are~~ is, by any law for the time being, declared inadmissible.

See 165 of the Evidence Act.

4/6/10. S A [illegible]

~~Sec~~ 4/

[illegible]

[illegible]
9/7/10

72 16. The Dewan has directed that the draft should be founded on the Act of 1910. I see the draft based on our old Regn. Please put up one based on the New Act, adopting the Supts' suggestions also (i.e. mentioning 6 months in 10(e). The class of Magts need not be entered in the Regn, as S.11 gives sufficient

NOTE—Contn. sheet.

GPB—55,000—27-4-09

G. R. S. 12 ]
General and Revenue Secretariat.

Leg File No. 33 of 1909-10 9/13.

Serial No.

discretionary Power to Govt.

H. V. Nanjundayya
2nd Committee

10/7/10

Asst Secy Brit

CAB
11/7/10

SA
13/11/10

Legs. Emdy.
13/7

5 No D.O. 1117 (~~D.O.~~) dated 27/7/10
To The Hon'ble the British Resident in Mysore, Bangalore
Forwarding a copy of the draft Census Regn and informing that it would be placed before the Legislative Council at their next meeting i.e. on the 15th August 1910

6 No 4740 dated 8th August 1910
From the First Assistant to the Hon'ble the British Resident in Mysore, Bangalore
States that there is no objection to the Bill being ~~pla~~ laid before the Legislative Council.

NOTE—Contn. sheet.

GPB—55,000—27-4-09

Leg 33 9-05-20 1A

*Submitted to His Highness.*

A.

U.

Dft for appl

(1) I submit for approval a draft Census Bill which is based on the Census Regulation of 1900 and the Census Bill now before the Supreme Legislative Council, together with the draft of a letter to the Residency saying that it is proposed to pass the bill at the next meeting of the Legislative Council on the 11th August 1910.

U.

(2.) We are watching the course of the Census Bill in the Supreme Legislative Council, and we may find it necessary to amend this draft Bill in accordance with the Bill that they may finally pass.

Ku. B

[signature]

Reg 33 of 09-10. 15

Record of Cases submitted for the Orders of His Highness the Maharaja.

DATE 24-7-10
NO. 1352

*Subject.*

Mysore Census Bill (1910).

68

*Order.*

16. Approved
KRW
25/7/10

14

Reg 33 9/09-10

1+16

Submitted.

The fair copy of the DO signed by the Dewan is submitted here-with, for issue from the Se-cretariat, with the Enclosures-

15

8

DR
27.7.10

(No 1117 & 27.7.10)

19

Issue
[illegible]
28/7/10

[illegible]
28/7/10

G. R. S. 12 ]
General and Revenue Secretariat.

Reg File No. 83 of 1905-20

17

Serial No.

urgent

To No 6464

20 The Dewan directs that arrangements should be made to introduce the Census Regulation at the next meeting of the Legislative Council (11/8/10) and to pass it at one sitting

K. Matthan Kee

21.7.10

21 Asst Secy Brett for necessary action

[illegible]

22/7/10

Immediate
Some Shwara Eyer bring up personally
[illegible]

22/7/10

16

22 Draft of a Census Regn Bill based on the Bill before the Supreme Legislative Council (which is the same as the B. Ind Lillysone ~~Bill~~ Enactments of 1900) is put up, adopting (as directed by the 2nd Cr) the two changes (in Clauses 10 & 11) recommended by the Census Supt in the

NOTE—Contn. sheet.

GPB—55,000—27-4-09

G. R. S. 12 ]
General and Revenue Secretariat.

Leg File No. 33 of 190 18 ~~19~~ 5-20

Serial No.

light of Experience gained at the last Census. (Please see also administration ~~volume of~~ portion of the Census Report 1901). The portion affecting the Evidence Act has not been adopted, as the Census Supt does not support it (vide also note to Leg 33 of 09).

H. 2

Linked to this.

Draft of a letter to the Honble the Resident is put up.

(It is seen from the papers today that the B. Indian Bill is to be ref^d to a Select Committee at today's meeting. This raises a doubt as to whether they (in Simla) are thinking of introducing any amendments. If so, ~~may we~~ it may be considered whether the final passing of the Bill may not be put off for a short time.)

17

22/7/10. [signature]

181. ~~Elevanthro 2nd Cy~~

I see no harm in our taking up the bill at the next meeting and passing it. It is possible that we may know what the

NOTE—Contn. sheet.

GPB—55,000—27-4-09

G. P. S. 12 ]
General and Revenue Secretariat.

2 File No. 33 of 190 5-10 19

Serial No.

Select Committee in B.I. will do by that time.

22/7/10 H. V. Nanjundayya

23/7/10

7040
24.7.10

Dewan

~~D.O. The Bills having~~

5 D.O. No. 1117 of the 27th July 1910. from the Dewan to the Resident.

Forwards a copy of the Bill and states that it is intended to place it before the next meeting of the Legislative Council and to pass it therein

6 From the F. A. Resident D.O. letter No. 4740 of the 8th August 1910.

States that there is no objection to the Bill as framed being laid before the Legislative Council and invites attention to the Schedule attached to the Indian Census Bill regarding factories &c.

25 The Bill having been amended, except in regard to one particular, in the light of the additions made by the Govt. of India. was placed before the Legislative Council at the meeting held on the 16th August 1910

18

NOTE—Contn. sheet.

GPB—55,000—27-4-09

G. R. S. 12 ]
General and Revenue Secretariat.

Leg File No. 83 of 1909-10.

20

Serial No.

and was ~~adopted~~ passed finally by the Council at the said meeting. Not being one requiring the sanction of the Govt of India, the bill has now to be submitted to the Dewan for sanction of H.H. being obtained for its promulgation ~~of the bill~~ as law. Sent with copies of the bill as passed in Council with a Copy for the Dewan's signature as required under Rule 52 of the Legislative Council Rules.

H.W.

19

22/8/10 22/8

22/8/10 S. Srinivasamanya

~~Sec^y~~ Dewan

7514
23.8.10

C.S. Bhuvanendra Aiyar
23/8/10

NOTE—Contn. sheet.

GPB—55,000—27-4-09

Leg 33 909-20

21

*Submitted to His Highness.*

The draft Census Regulation which was approved by His Highness in order dated the 25th July 1910 was placed before the Legislative Council at its last meeting with certain modifications based on the amendments made by the Supreme Legislative Council in the Census Bill recently before that body. The modifications are indicated in italics in the accompanying printed copy of the Bill.

(2.) The Bill was passed by the Legislative Council, and I now solicit His Highness' final sanction to its being promulgated as law.

HR

20

T. Anandaram
23 Aug 20

Record of Cases submitted for the Orders of His Highness the Maharaja.

22

*Subject.*

The Mysore Census Bill of 1910.

DATE 24.8.10
NO. 1438

146.

21

*Order.*

27. Sanctioned

KRW
24/8/10

25/8/10

25/8/10

25/8/10

25/8/10

G. R. S. 12 ]
General and Revenue Secretariat

Legis File No. 33 of ~~1909-11~~ 1909-10

23

Serial No.

7 ~~15~~ No J 609 dated 25th Aug: 1910

To the Compiler, Mysore Gazette

Notifies the publication of ~~a Regn to proved~~ the Mysore Census Regn I of 1910.

~~Sub~~

Submitted

28. Spare copies of the Regn have been received from the Press.

A draft letter to the Residency forwarding 10 copies of the ~~Notn~~ Regn as usual is herewith put up for approval or other orders.

22

31/8/10 SH 1-9-10

29 Issue

SH Ingamaiyi

29/10

8 ~~8~~ No Pol. 225 dated 3rd September 1910

To the First Assistant to the Hon'ble the British Resident in Mysore, Bangalore

Forwarding one copy of the Regn with 9 spare copies and requesting him to send one copy to H. H. the Nizam's Govt.

NOTE—Contn. sheet.

GPB—55,000—27-4-09

G.R.S. 26]

12/4/10

Legis File No. 33 of 1909
Serial No. 1

Diary No. of letter replied to

Letter No. J 3035 dated the 15th April 1910 from the Secretary to Govt, General & Revt Depts

General and Revenue Secretariat
( Legis )
, the 190

To
The Census Superintendent
Bangalore
Thro' the Rev. Commr in Mysore

Date of issue 15-4-1910

Signed by [illegible]

Sir

I ~~have the honor~~ am directed to request you to be so good as to Submit ~~send~~, for the information of Government, your suggestions, in the light of ~~past~~ experience, if any, gained during the last Census ~~preparation of the draft~~ for the ~~purpose of drafting~~ preparation of the ~~the~~ Census Bill ~~in connection~~ for the forthcoming ~~with the~~ decennial Census of 1911. The Census Regulation IX of 1900 which will be taken as the basis for drafting the present Bill will be found on page 635 of Vol. II of the Mysore Code

I have &c

SH
for Secretary to Govt

SUBJECT.

SN 11/4/10

14/4

14/4

Legs 3 3 of 1909-10
Serial 2

CENSUS
1901.

OFFICE OF THE REVENUE COMMISSIONER IN MYSORE
No. 12016
Date 20.4.1910
BANGALORE.

1909-10

From

The Census Superintendent in Mysore

To

The Offg. Secretary to the Govt of H. H. the Maharaja of Mysore Gl. & Rev Dept.

Dated 1910 Through the Revenue Commissioner in Mysore

Despatched 19th April 1910

Received

General No. 116

No.

Enclosure No.

---

Submits certain suggestions for the Draft Census Regulation for the for the Coming decennial Census of 1911.

III 22/4
No. 10402
Early

Memo

Forwarded

A Rangaswami Gengal
Rev Commr

20.4.1910
21

2

MGCPB—9-9-03—1000

Office of the Census Superintendent
in Mysore
Dated, Bangalore, 19th April 1910.

No. 1

From

The Census Superintendent in
Mysore

To

The Offg: Secretary to the Government
of H. H. the Maharaja of Mysore General
and Revenue Departments
Through the Revenue Commissioner in
Mysore

Sir,

I have the honor to reply to your letter No. J 3035, dated 15th April 1910, requesting me to submit for the information of Government, my suggestions for preparing the Draft Census Regulation for the forthcoming decennial Census of 1911.

2. In Para 42 of the Administrative Report (Part V of the Census Report 1901) and Para 14 of the Draft Outlines of a Scheme for abstraction and tabulation (Appendix 49 of the above report) the suggestion is made by the Census Superintendent that the period for which the house numbers

Showed

Should be maintained, Should be fixed at Six months or one year from the date of Census, for reasons there given and that the Regulation Should be amended so as to provide for this.

I think the period of Six months Seems sufficient.

3. Again in Para 43 of the above report, the suggestion is made that offences under the Regulation Should be made triable by Taluk Magistrates instead of by 1st Class Magistrates.

I think that Second Class Magistrates may be invested with this power.

4. In Para 44 of the Report, the Suggestion is made that the latter part of Section 12 of the Census Regulation Should be repealed

This involves a question of principle and I would not advocate the repeal unless a Corresponding change is made in the India Census Regulation.

I have the honor to be,
Sir,
Your most obedient Servant,
[signature]
Census Superintendent

[signature]

G.R.S. 26]

Legis File No. 33.

Serial No. 3

28/5/10

Diary No. of letter replied to

General and Revenue Secretariat

( Legis )

, the 190 .

Date of issue 30th May 1910

Signed by Mr S Hiriyannaiya

In view of the fact that ~~so~~ it has been ruled that requisition from civil and criminal Courts for Original schedule books, for inspection or for extracts from them for reference should be complied with, it is a question whether this provision may not also be dispensed with."

Letter No. J 3619. Dated the 30th May 1901 from the Offg Secretary to Govt. General & Rev Depts

To The Census Supdt

Bangalore

Has the honor to invite his attention to the marginally noted extract from para 44 of the Mysore Census Administration Report for 1901 Part V and to request him to be ~~go~~ so good as to furnish this Office with a copy of the ruling referred to therein

By order

for Secretary to Govt

over.

SUBJECT.

Typed 28/5/10

Legis 33 of 1909-10
Serial 4

1909-10

From
V. R. Thyagaraja Aiyar Esq M.A.
Census Superintendent in
Mysore, Bangalore.

To
C. S. Balasundaram Aiyar Esq B.A.
Offg Secretary to the Government
of H. H. the Maharaja of Mysore
Gent Rev: Deptts. Bangalore

Dated the 31st.

Despatched May 1910.

Received

General No. 2140
No.

Enclosure No. one.

Subject

Furnishing information re the ruling in regard to the production of census schedules for the inspection of courts. [illegible]

5

Office of the Census Superintendent in Mysore.

Dated, Bangalore, 31st May 1910.

From

V.R.Thyagaraja Aiyar, Esquire, M.A.,

Census Superintendent in Mysore,

B a n g a l o r e .

To

C. S. Balasundaram Iyer, Esquire, B.A.,

Offg: Secretary to the Government of His Highness

the Maharaja of Mysore, General and Revenue Deptts,

B a n g a l o r e .

S i r ,

Adverting to your Docket No.J.3619/Legis.33-09 dated 30th Instant, requesting to be furnished with a copy of the ruling referred to in Para 44 of the Mysore Census Administration Report for 1901( Part V ), I have the honor to state that the Taluk Magistrate of Dodballapur having in 1900-01 requested the transmission of a Census Schedule relating to a specified house for Court use in a case in which private persons were parties, the file of correspondence ending with Bangalore District Magistrate'sNo.1529 dated the 15th May 1901 was submitted to Government for Orders with the then Director of Statistics and Census Superintendent's letter No1503, dated the 17th idem. In reply thereto the General and Revenue Secretary demi-officially intimated to the Census Superintendent on the 22nd August 1901 that "the document being legally admissible in evidence, the Court has power, the Dewan thinks, to summon for its production". The then Assistant Census Superintendent was accordingly directed in No.276 dated 24th August 1901 to furnish the Schedule to the Magistrate. This appears to be the ruling referred to in the Administrative Volume quoted

above

(6)

above. A Copy of the D.O. referred to above is herewith forwarded.

I have the honor to be,

Sir,

Your most obedient servant,

Census Superintendent.

B.K.R.

(7) Enclosure

Bangalore,
22nd August 1901.

Dear Sir,

With reference to your letter No.1503 dated 17th May 1901, I am desired to enquire whether the case therein referred to is still pending in Court. The Government is not prepared to advise as to how a summons issued by a -- competent Court of Justice should be dealt with.

If the case is still pending, however, the document being legally admissible in evidence, the Court has power, the Dewan thinks, to summon for its production.

I beg to remain,
Yours Sincerely,
Sd/-H.V.Nanjundayya,

T.Ananda Rao, Esq.,
Superintendent of Census.

"COPY"

Census Superintendent.

B.K.R.

G.R.S. 26]

(8)

Legis

File No. 3

D. O. No. 1117/Enl

Serial No. 5

Diary No. of letter replied to

~~D.O.~~

Bangalore
27th July 10.

~~No~~

From Mr Dewan to the Resident

General and Revenue Secretariat

( )

, the 190

To ~~My Dear Sir~~

Date of issue

Signed by

S No 5

I Enclose herewith a Copy of a draft Regulation to provide for the taking of the General Census in Mysore in 1911. The bill is based on the Mysore Regulation of 1900 and the draft Bill now before the Supreme Legislative Council of British India, but it differs from them in two small matters: viz (1) the period during which the letters marks or numbers which shall have been painted or affixed for the purposes of the Census have to be kept intact is Extended to Six months

over.

(Cl 1010.)

SUBJECT.

8

and (2) Sub-clause 2 of clause 11 has been omitted, the Government reserving to themselves the entire power to declare by what classes of magistrates the offences under the Regulation may be tried.

2. It is intended to place the Bill before the Legislative Council and to pass it at the next meeting, viz on the 15th August 1910.

Yours Sincerely

(Dewan)

List of enclosures

To

The Hon'ble Mr S. M. Fraser C.I.E.
British Resident in Mysore

Copied by

Examined by

GPB—10,000—20-4-06.

The Mysore Census Bill

## A ~~Regulation~~ Bill to provide for certain matter connection with the taking of the Census.

Preamble.

Whereas it has been determined to take a census of Mysore during the year ~~1901~~ 1911, and it is expedient to provide for certain matters in connection with the taking of such census; ~~Her~~ His Highness the ~~Maharani Regent~~ Maharaja is pleased to enact as follows:

Title, extent and commencement.

1. (1) This Regulation may be called the Mysore Census Regulation, ~~1900~~ 1910.

(2) It extends to the whole of Mysore; and

(3) It shall come into force at once.

Appointment of census-officers.

2. (1) The Government may appoint any person to take, or aid in or supervise the taking of, the census within any specified local area.

(2) Persons so appointed shall be called census-officers.

(3) The Government may delegate to such authority as it thinks fit the power of appointing census-officers which is conferred by this section.

Proof of appointment of census-officers, and their status as public servants.

3. (1) A declaration in writing, signed by any officer authorised by the Government in this behalf, that any person has been duly appointed a census-officer for any local area shall be conclusive proof of such appointment.

(2) All census-officers shall be deemed to be public servants within the meaning of the Indian Penal Code.

Discharge of duties of census-officers in certain cases.

4. (1) (*a*) Every officer in command of any body of men belonging to His Highness the Maharaja's Military Forces,

(*b*) every person in charge of a lunatic asylum, hospital, work-house, prison, reformatory or lock-up, or of any public, charitable, religious or educational institution,

(*c*) every keeper, secretary or manager of any choultry, hotel, boarding-house, lodging-house or club, and

(*d*) every occupant of immoveable property and every manager or officer of a railway or other commercial or industrial enterprise who has at the time of the taking of the census not less than fifty persons employed under him, or living on or in such property,

shall, if so required by the District Magistrate, or by such officer as the Government may appoint in this behalf, perform such of the duties of a census-officer in relation to the persons who at the time of the taking of the census are under his command or charge, or inmates of his house or present on or in such immoveable property, as such Magistrate or officer may, by written order, direct.

(2) All the provisions of this Regulation relating to census-officers shall apply, so far as they can be made applicable, to all persons while performing such duties under this section, and any person refusing or neglecting to perform any duty which he is directed under this section to perform shall be deemed to have committed an offence under section 187 of the Indian Penal Code.

Power of District Magistrate to call upon certain persons to give assistance

5. (1) The District Magistrate, or such officer as the Government may appoint in this behalf for any local area, may, by written order, which shall have effect throughout the limits of his district or of such local area, as the case may be, call upon—

(*a*) all owners and occupiers of land, tenure-holders, farmers, and assignees of land-revenue or their agents, and

(*b*) all village officials in alienated tracts including inam and kayamgutta villages and jaghirs,

to give such assistance as he needs towards the taking of a census of the persons who are at the time of the census on the lands of such owners, occupiers, holders, farmers and assignees, or in the villages or other areas for which such village officials are appointed, as the case may be.

(2) Such order shall specify the nature of the assistance required and such owners, occupiers, holders, farmers and assignees or their agents and such village officials shall be bound to obey it.

Asking of questions by census-officers

6. Every census-officer may ask all such questions of all persons within the limits of the local area for which he is appointed, as, by instructions issued in this behalf by the Government and published in the official Gazette, he may be directed to ask.

Obligation to answer question.

7. Every person of whom any question is asked under the last foregoing section shall be legally bound to answer such question to the best of his knowledge or belief:

Provided that no person shall be bound to state the name of any female member of his household, and that no woman shall be bound to state the name of her husband or deceased husband or of any other person whose name she is forbidden by custom to mention.

Occupier to allow access, and permit affixing of numbers.

8. Every person occupying any house, enclosure or other place shall allow census-officers such access thereto as they may require for the purposes of the census, and as, having regard to the customs of the country, may be reasonable, and shall allow them to paint on or affix to the place such letters, marks or numbers as may be necessary for the purposes of the census.

Occupier to fill up schedule.

9. (1) Subject to such orders as the Government may issue in this behalf, any census-officer may leave, or cause to be left, at any dwelling-house within the local area for which he is appointed, a schedule for the purpose of its being filled up by the occupier of such house or of any specified part thereof with such particulars as the Government may direct regarding the inmates of such house or part at the time of the taking of the census.

(2) When any such schedule has been so left, the occupier of the house or part to which it relates shall fill it up, or cause it to be filled up, to the best of his knowledge or belief, so far as regards the inmates of such house or part, as the case may be, at the time aforesaid, and shall sign his name thereto, and, when so required, shall deliver the schedule so filled up and signed to the census-officer or to such person as he may direct.

Penalties.

10. In any of the following cases, namely:

(a) if a census-officer or a person appointed to be a census-officer or a person lawfully required to give assistance towards the taking of a census refuses or neglects to use reasonable diligence in performing any duty imposed upon him or in obeying any order issued to him in accordance with this Regulation, or with any rule duly made thereunder,

(b) if a census-officer intentionally puts any offensive or improper question or knowingly makes any false return,

(c) if any person refuses to answer to the best of his knowledge or belief any question asked of him by a census-officer which he is legally bound by section 7 so to answer,

(d) if any person occupying any house, enclosure or other place refuses to allow a census-officer such reasonable access thereto as he is required by section 8 to allow,

10

(e) if any person removes, obliterates, alters or injures before the ~~thirty-first day of March, 1901~~ Eleventh day of September, any letters, marks or numbers which have been painted or affixed for the purposes of the census;

(f) if any occupier of a dwelling-house or part thereof knowingly and without sufficient cause fails to comply with the provisions of section 9 or makes any false return under that section,

he shall be punishable with fine which may extend to fifty rupees.

Jurisdiction in prosecutions.

**11.** (1) The Government may, by notification in the official Gazette, declare before what classes of Magistrates prosecutions under this Regulation may be instituted.

(2) Unless and until a notification is published under sub-section (1), all prosecutions under this Regulation shall be instituted before the District Magistrate.

(3) No prosecution under this Regulation shall be instituted except with the previous sanction of the Government, or with the previous sanction of some officer authorised by the Government in this behalf.

Records of census not open to inspection or admissible in evidence in certain proceedings.

**12.** No person shall have a right to inspect any book, register or record made by a census-officer in the discharge of his duty as such officer or any schedule delivered under section 9, and notwithstanding anything to the contrary in the Indian Evidence Act, 1872, no entry in any such book, register, record or schedule shall be admissible as evidence in any civil proceeding or any proceeding under Chapter XII or Chapter XXXVI of the Code of Criminal Procedure, 1904

Temporary suspension of local enactments and rules as to mode of taking census in municipalities.

**13.** Notwithstanding anything in any enactment or rule with respect to the mode in which a census is to be taken in any municipality, the municipal authority may, at the time appointed for the taking of the census of Mysore during the year ~~1901~~ 1911, cause the census of the municipality to be taken wholly or in part by any method authorised by this Regulation.

Power in regard to expenses.

**14.** Notwithstanding anything in any enactment or rule, in regard to municipal or local funds, the Government may direct that the whole or any part of any expenses incurred for anything done in accordance with this Regulation may be charged to any municipal or local fund constituted for, and on behalf of, the area within which such expenses were incurred.

Power to make rules.

**15.** (1) The Government may make rules for carrying out the purposes of this Regulation.

(2) In particular, and without prejudice to the generality of the foregoing power, the Government may make rules providing—

(a) for the appointment of census-officers and of persons to perform any of the duties of census-officers or to give assistance towards the taking of a census and for the general instructions to be issued to such officers and persons;

(b) for the enumeration of persons employed on railways and their families and of other classes of the population for whom it may be necessary or expedient to make special provision;

(c) for the enumeration of persons travelling on the night within a census is taken.

10 a

3

Statement of Objects and Reasons

This Bill is intended to provide for the taking of a Census in 1911. It is based ~~[illegible]~~ on the corresponding Regulation of 1900 & on the draft Bill now before the Supreme Legislative Council of B. India.

D. O. No. Fr 1321

BANGALORE.

8th August 1910.

I am desired to acknowledge the receipt of your D.O. letter No.1117, dated the 27th July 1910, forwarding a copy of the Mysore Census Bill, and in reply, to state that --- there is no objection to the bill being laid before the Legislative Council.

2. I am at the same time to ~~intimate~~ invite attention to the -- Schedule attached to the Indian Census Bill, now under --- consideration, providing for the Census of mines, mills and factories in order that information may be gathered as to the progress and condition of Indian industries.

Yours sincerely

W. G. Grey Major,

First Asst. Resident.

To

T. Ananda Rao, Esq., C.I.E.,

Dewan of Mysore.

K.M.

6.8.10.

Leg 33 09-10
8 No. 5

Order No.
J 609 / Legis 33-09-10-7
dated 25/8/10

14

Ordered that

The accompanying Regulation to provide for certain matters in connection with the taking of the Census in 1911 which received the assent of His Highness the Maharaja on the 24th day of August 19 will be published for general information

Sd/-

Supplies 3 Copies

Sd/- Secy Genl & Sec Dept

To the Compiler, Mysore Gazette, of the Regulation for publication and supply of the usual number of copies of the same to this office.

Canarese translation will follow.

Copies to the translation section for needful.

12

15

Regulation No I of 1910
(Received the Assent of His Highness the Maharaja of on the 26th day of Aug: 1910)
A Regulation to provide for certain matters in connection with the taking of the Census.

~~THE MYSORE CENSUS BILL.~~

~~*A Bill to provide for certain matters in connection with the taking of the Census.*~~

Whereas it has been determined to take a census of Mysore during the year 1911, and it is expedient to provide for certain matters in connection with the taking of such census; His Highness the Maharaja is pleased to enact as follows:— Preamble.

1. (1) This Regulation may be called "the Mysore Census Regulation, 1910." Title, extent and commencement.

(2) It extends to the whole of Mysore; and

(3) It shall come into force at once.

2. (1) The Government may appoint any person to take, or aid in or supervise the taking of, the census within any specified local area. Appointment of census-officers.

(2) Persons so appointed shall be called census-officers.

(3) The Government may delegate to such authority as it thinks fit the power of appointing census-officers which is conferred by this section.

3. (1) A declaration in writing, signed by any officer authorised by the Government in this behalf, that any person has been duly appointed a census-officer for any local area shall be conclusive proof of such appointment. Proof of appointment of census-officers, and their status as public servants.

(2) All census-officers shall be deemed to be public servants within the meaning of the Indian Penal Code.

4. (1) (*a*) Every officer in command of any body of men belonging to His Highness the Maharaja's Military Forces, Discharge of duties of census-officers in certain cases.

(*b*) every person in charge of a lunatic asylum, hospital, workhouse, prison, reformatory or lock-up, or of any public, charitable, religious or educational institution,

(*c*) every keeper, secretary or manager of any chuttram, hotel, boarding-house, lodging-house or club, and

(*d*) every occupant of immovable property and every manager or officer of a railway or other commercial or industrial enterprise who has at the time of the taking of the census not less than *twenty* persons employed under him, or living on or in such property,

shall, if so required by the District Magistrate, or by such officer as the Government may appoint in this behalf, perform such of the duties of a census-officer in relation to the persons who at the time of the taking of the census are under his command or charge, or inmates of his house or present on or in such immovable property, as such Magistrate or officer may, by written order, direct.

(2) All the provisions of this Regulation relating to census-officers shall apply, so far as they can be made

13

applicable, to all persons while performing such duties under this section, and any person refusing or neglecting to perform any duty which he is directed under this section to perform shall be deemed to have committed an offence under Section 187 of the Indian Penal Code.

Power of District Magistrate to call upon certain persons to give assistance.

5. (1) The District Magistrate, or such officer as the Government may appoint in this behalf for any local area, may, by written order, which shall have effect throughout the limits of his district or of such local area, as the case may be, call upon—

(*a*) all owners and occupiers of land, tenure-holders, farmers, and assignees of land-revenue or their agents, and

(*b*) all village officials in alienated tracts including inam and kayamgutta villages and jahgirs,

to give such assistance as he needs towards the taking of a census of the persons who are at the time of the *taking of the* census on the lands of such owners, occupiers, holders, farmers and assignees, or in the villages or other areas for which such village officials are appointed, as the case may be.

(2). Such order shall specify the nature of the assistance required, and such owners, occupiers, holders, farmers and assignees or their agents and such village officials shall be bound to obey it.

Asking of questions by census officers.

6. Every census-officer may ask all such questions of all persons within the limits of the local area for which he is appointed, as, by instructions issued in this behalf by the Government and published in the official Gazette, he may be directed to ask.

Obligation to answer questions.

7. Every person of whom any question is asked under the last foregoing section shall be legally bound to answer such question to the best of his knowledge or belief:

Provided that no person shall be bound to state the name of any female member of his household, and that no woman shall be bound to state the name of her husband or deceased husband or of any other person whose name she is forbidden by custom to mention.

Occupier to allow access, and permit affixing of numbers.

8. Every person occupying any house, enclosure or other place shall allow census-officers such access thereto as they may require for the purposes of the census, and as, having regard to the customs of the country, may be reasonable, and shall allow them to paint on or affix to the place such letters, marks or numbers as may be necessary for the purposes of the census.

Occupier to fill up schedule.

9. (1) Subject to such orders as the Government may issue in this behalf, any census-officer may leave, or cause to be left—

(*a*) at any dwelling-house within the local area for which he is appointed, or

(*b*) *with any manager or officer of any commercial or industrial enterprise who has at the time of the taking of the census not less than twenty persons employed under him,*

a schedule for the purpose of its being filled up by the occupier of such house or of any specified part thereof *or by such manager or officer* with such particulars as the Government may direct regarding the inmates of such house or part *or the persons employed under such manager or officer* at the time of the taking of the census.

(2) When any such schedule has been so left, the occupier of the house or part to which it relates *or the manager or officer with whom it is left* shall fill it up, or cause it to be filled up, to the best of his knowledge or belief, so far as regards the inmates of such house or part, as the case may be, *or the persons employed under him* at the time aforesaid, and shall sign his name thereto, and, when so required, shall deliver the schedule so filled up and signed to the census-officer or to such person as he may direct.

10. In any of the following cases, namely :— Penalties.

(*a*) if a census-officer or a person appointed to be a census-officer or a person lawfully required to give assistance towards the taking of a census refuses or neglects to use reasonable diligence in performing any duty imposed upon him or in obeying any order issued to him in accordance with this Regulation, or with any rule duly made thereunder,

(*b*) if a census-officer intentionally puts any offensive or improper question or knowingly makes any false return,

(*c*) if any person refuses to answer to the best of his knowledge or belief any question asked of him by a census-officer which he is legally bound by section 7 so to answer,

(*d*) if any person occupying any house, enclosure or other place refuses to allow a census-officer such reasonable access thereto as he is required by section 8 to allow,

(*e*) if any person removes, obliterates, alters or injures before the eleventh day of September 1911, any letters, marks or numbers which have been painted or affixed for the purposes of the census,

(*f*) if any occupier of a dwelling-house or part thereof *or any person with whom a schedule is left under section 9* knowingly and without sufficient cause fails to comply with the provisions of section 9 or makes any false return under that section,

he shall be punishable with fine which may extend to fifty rupees.

11. (1) The Government may, by notification in the official Gazette, declare before what classes of Magistrates prosecutions under this Regulation may be instituted. Jurisdiction in prosecutions.

(2) No prosecution under this Regulation shall be instituted except with the previous sanction of the Government, or with the previous sanction of some officer authorised by the Government in this behalf.

12. No person shall have a right to inspect any book, register or record made by a census-officer in the discharge of his duty as such officer or any schedule delivered under section 9, and notwithstanding anything to the contrary in the Indian Evidence Act, 1872, no entry in any such book, register, record or schedule shall be admissible as evidence in any civil proceeding or any proceeding under Chapter XII or Chapter XXXVI of the Code of Criminal Procedure, 1904. Records of census not open to inspection or admissible in evidence in certain proceedings.

13. Notwithstanding anything in any enactment or rule with respect to the mode in which a census is to be taken in any municipality, the municipal authority may, at the time appointed for the taking of the census of Mysore during the year 1911, cause the census of the municipality to be taken wholly or in part by any method authorised by this Regulation. Temporary suspension of local enactments and rules as to mode of taking census in municipalities.

Power in regard to expenses.

14. Notwithstanding anything in any enactment or rule, in regard to municipal or local funds, the Government may direct that the whole or any part of any expenses incurred for anything done in accordance with this Regulation may be charged to any municipal or local fund constituted for, and on behalf of, the area within which such expenses were incurred.

Power to make rules.

15. (1) The Government may make rules for carrying out the purposes of this Regulation.

(2) In particular, and without projudice to the generality of the foregoing power, the Government may make rules providing—

(*a*) for the appointment of census-officers and of persons to perform any of the duties of census-officers or to give assistance towards the taking of a census and for the general instructions to be issued to such officers and persons,

(*b*) for the enumeration of persons employed on railways and their families and of other classes of the population for whom it may be necessary or expedient to make special provision,

(*c*) for the enumeration of persons travelling on the night when a census is taken.

(W). D. Ananda Rao
Dewan

*Statement of objects and reasons.*

This Bill is intended to provide for the taking of a General Census in 1911. It is based on the corresponding Regulation of 1900 and on the Act recently passed by the Government of India and embodies the changes introduced into that Act on the recommendation of the select committee for obtaining the information necessary for the preparation of a special schedule for factories, mills, mines and similar industrial concerns.

G.R.S. 26]

19

Legis File No. 33 of 1909-10

Serial No. 8

3-9-10

*Diary No. of letter replied to*

General and Revenue Secretariat

( )

, *the* 190

Date of issue 3-9-1910

Signed by

Mr. C. S. Balasundaramiya

Regn I of 1910, a regulation

(~~with~~ spare copies)

Letter Pol. No. 225 dated the 3rd September 1910 from the Secretary to Govt., Genl. & Pol. Depts.

To

The F. A. Resident in Mysore
Bangalore

Sir

I am ~~desired~~ directed to forward herewith a copy of ~~the a Bill~~ to provide for certain matters in connection with the taking of the Census ~~which was placed before and passed by the passed into law as Regulation I of 1910~~ with 9 spare copies and to request that a copy may ~~be~~ as usual be forward to ~~to~~ H. H. the Naizam's Govt.

I have &c.

SH

For Secretary

SUBJECT.

SN 1-9-10

15

Typed by
O. Krishnamurthy
3-9-10